IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 2710 OF 2006

JAYANTI LAL KOTHARI .. PETITIONER

Versus

THE STATE OF MAHARASHTRA & ORS. RESPONDENTS

Mr. Jayanti L. Kothari petitioner-in-person

Mr. S. S. Pednekar,APP

CORAM:-SMT. RANJANA DESAI &
ANOOP V. MOHTA, JJ.

DATED:-31/1/2007

P.C.

. The petitioner is an accused in C.C. No. 212 of 2003, pending on the file of the Sessions Court at Mumbai. In this petition, the petitioner has prayed that respondent 2 be directed to furnish copy of the charge-sheet along with copies of the remand application and other documents related to Sessions Case No. 212 of 2004 in English to him.

2. We are informed that charge-sheet is filed in the month of May, 2004. Along with the charge-sheet copies of F.I.R., statement and other

relevant documents in Marathi language have been supplied to the petitioner. This is evident from the copy of the application dated 6/11/2006, which is annexed to the petition.

3. According to the petitioner he cannot read, write and understand Marathi language and, therefore, he wants translation of all documents in English. If the charge-sheet was filed in May, 2004 and at that time all the documents in Marathi were supplied to the petitioner, if the petitioner really had any difficulty in prosecuting the case, he ought to have voiced his grievance before the trial court much earlier.

4. Application is filed on 6/11/06. We are informed that as of today two witnesses have already been examined. It appears that the learned Sessions Judge has not passed any order on the said application. Since the said application is pending, it is only proper that a direction is given to the Sessions Judge to dispose of the said application in accordance with law.

5. We, therefore, direct the learned Sessions Judge to dispose of the petitioner’s application in

accordance with law and independently at the earliest.

6. Petition is disposed of.

JUDGE.

JUDGE.